

then such board of directors shall call a meeting of such district. The manner of calling such meeting, and the powers of such meetings, shall be as follows:

1st. The board of directors shall cause to be posted in three public places in such district, at least ten days prior to the designated time of holding such meeting, written notices of such meeting, in which shall be stated the time and place of such meetings and the object or purpose for which same is called. Manner of calling such meeting.

2d. The powers of such meeting shall be the same as is prescribed in section 1717 hereof, except those powers which are set forth in paragraph two, after the word "applied" in the fourth line thereof, and in paragraph three after the word "district" in the fifth line thereof. Power of such meeting.

SEC. 2. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Iowa State Register and the State Journal. Publication.

Approved, March 22, 1880.

I hereby certify that the foregoing act was published in the *Iowa State Register* and *State Journal*, March 25, 1880.

J. A. T. HULL, *Secretary of State.*

CHAPTER 85.

CONSTRUCTION OF DRAINS THROUGH TWO OR MORE COUNTIES.

AN ACT to Amend Chapter 121, Acts of Seventeenth General Assembly, Section 1212, Code of 1873, Relating to Drains in Two or More Counties. S. F. 121.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That chapter 121 of the acts of the seventeenth general assembly be amended by adding thereto the following sections: Chap. 121 of 17th G. A. amended.

SEC. 2. That said commissioners shall appoint a competent engineer, who shall have charge of the construction of said ditch, drain, or change in said water-course. Commissioners shall appoint an engineer.

SEC. 3. That said commission shall continue until the drain or ditch is fully completed. They shall, in connection with the engineer in charge, proceed to make a survey of the proposed ditch, drain, or change of water-course, and return a plat and profile of the same to the county auditor of each county through which the same may pass. Such return shall set forth a full and detailed description of the proposed improvement, its availability, necessity, and probable cost, with a description of each tract of land owned by different persons through which the pro- Commission shall continue until drain is completed, and with engineer make survey and return plat to county auditor.

Return shall show.

Duty of county auditor and supervisors of each county.

posed improvement is to be located, or which may be benefited by reason of its construction, how it will be affected thereby, and its situation and level as compared with that of adjoining lands, together with such facts as they may deem material. The county auditor and the board of supervisors of each county shall then proceed in the same manner as though the ditch or drain was all located in one county, as provided by sections 1208, 1209, Code of 1873.

Person aggrieved shall have right of appeal.

SEC. 4. That any person aggrieved by the action of the board of supervisors of any county in locating said ditch or drain, or in fixing the number of acres of land benefited by reason of the construction of such ditch or drain, shall have the right of appeal to the circuit court of the county in which such person's land may be situated, by serving notice thereof to the first four petitioners within twenty days after such action of the board of supervisors.

Land to be proportionately taxed.

SEC. 5. That when a ditch or drain has been located in two or more counties the land benefited by the ditch or drain shall be proportionately taxed, as provided in section 1214, Code of 1873, the same as though the drain and land were all in one county.

Boards of supervisors to confer together and transfer excess in one county to make up deficit in another.

SEC. 6. That when a greater amount of money is collected by the county treasurer of a county through which such ditch or drain may pass than is needed to pay for the work actually done in that county, and if in any county there should be more work done than the equitable tax in that county will pay for, then the boards of supervisors of the several counties shall confer together and ascertain where the excess and deficiency exist, and the county where the excess exists shall transfer the excess to the county or counties where the deficit exists.

May make an additional levy.

SEC. 7. That if the levy first made by the several boards of supervisors should be insufficient to pay for the construction of the ditch or drain, then the several boards may make an additional levy in the same ratio as the first was made.

Code, § 1212 amended, making engineer furnish contractors monthly estimates and requiring county auditor to draw warrant for eighty per cent.

SEC. 8. That section 1212, Code of 1873, be amended by striking out the following words, commencing after the word "letting" in seventh line: "shall, on completion thereof to the satisfaction of the county supervisors, be paid for such work out of the county treasury, upon the order of the county auditor," and that the following be inserted in lieu thereof: "shall be paid in the following manner: That the engineer in charge of the construction of the ditch or drain shall furnish the contractors monthly estimates of the amount of work done on each section; that upon the filing of such estimates with the county auditor, the auditor shall draw a warrant in favor of the contractor for eighty per cent of the value of the work done, according to the estimate; and when said ditch or drain is completed to the satisfaction of the engineer in charge, and when he so certifies the same to the county auditor, then the auditor shall draw a warrant in favor of said contractor upon the 'drainage fund' for the balance due the contractor.

When completed.

SEC. 9. This act, being deemed of immediate importance, shall ^{Publication.} take effect and be in force from and after its publication in the Iowa State Register and the Iowa State Leader, newspapers published in Des Moines, Iowa.

Approved, March 22, 1880.

I hereby certify that the foregoing act was published in the *Iowa State Register* March 26, and in the *Iowa State Leader* March 31, 1880.
J. A. T. HULL, *Secretary of State.*

CHAPTER 86.

TO PAY CERTAIN COMPANIES FOR SERVICE IN PREVENTING RIOT IN 1877.

AN ACT to Provide for the Payment of Certain Companies of the ^{S. F. 269.} State Militia for Services Rendered in Preventing Anticipated Riots in the Year 1877.

Be it enacted by the General Assembly of the State of Iowa:

SECTION 1. That there is hereby appropriated out of any funds ^{\$931.64 appropriated.} in the state treasury not otherwise appropriated, the sum of nine hundred and thirty-one dollars and sixty-four cents, to defray the expenses incurred by reason of the threatened riots during the year 1877, as specified in the following sections:

SEC. 2. To company D, fifth regiment Iowa national guards, ^{To company D, 5th reg't, \$72.35} one hundred and seventy-two and thirty-five one-hundredths dollars.

SEC. 3. To company A, fifth regiment Iowa national guards, ^{To company A, 5th reg't, \$166.80.} one hundred and sixty-six and eighty one-hundredths dollars.

SEC. 4. To company B, seventh regiment Iowa national guards, ^{To company B, 7th reg't, \$115.20.} one hundred and fifteen and twenty one-hundredths dollars.

SEC. 5. To company I, fourth regiment Iowa national guards, ^{To company I, 4th reg't, \$166.80.} one hundred and sixty-six and eighty one-hundredths dollars.

SEC. 6. To company D, fourth regiment Iowa national guards, ^{To company D, 4th reg't, \$167.48.} one hundred and fifty-seven and forty one-hundredths dollars.

SEC. 7. To battery C, first regiment Iowa national guards, ^{To battery C, \$153.09.} one hundred and fifty-three dollars and nine cents.

SEC. 8. The rates and conditions of payment shall be the same as provided in sections 1 and 2, chapter 147, laws of the ^{How drawn.} seventeenth general assembly.

Approved, March 22, 1880.